



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8813**
Akihiko KITAJIMA et al. : Attorney Docket No. 2005_0265A
Serial No. 10/526,780 : Group Art Unit 1614
Filed May 20, 2005 : Examiner Phyllis G. Spivack
MEDICINAL COMPOSITION : **Mail Stop: AF**

NOTICE OF APPEAL

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO 23-0975

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 22, 2007 of the Primary Examiner finally rejecting claims 3-4.

() A timely response to the final rejection has been filed.
(X) The extension fee of \$1,050.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.

(X) The Appeal Fee of \$510.00 (other than Small Entity)
 \$255.00 (Small Entity)

(X) is enclosed
() is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

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() Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
() is enclosed.
() has been previously submitted.

() The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Akihiko KITAJIMA et al.

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November 20, 2007